

1 PHILLIP A. TALBERT  
Acting United States Attorney  
2 DEBORAH L. STACHEL  
Regional Chief Counsel  
3 Social Security Administration  
MARCELO ILLARMO (MABN 670079)  
4 Special Assistant United States Attorney  
160 Spear Street, Suite 800  
5 San Francisco, California 94105  
Telephone: (510) 970-4822  
6 Facsimile: (415) 744-0134  
7 E-Mail: Marcelo.Illarmo@ssa.gov  
Attorneys for Defendant  
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10 UNITED STATES DISTRICT COURT  
11 EASTERN DISTRICT OF CALIFORNIA  
12 FRESNO DIVISION  
13

14  
15 CHERYL SERROS

16 Plaintiff,

17 v.

18 KILOLO KIJAKAZI,<sup>1</sup>  
Acting Commissioner of Social Security,

19 Defendant.  
20

Case No. 1:21-cv-00073-SKO

STIPULATION AND ORDER FOR EXTENSION  
TO FILE OPPOSITION TO PLAINTIFF'S  
OPENING BRIEF

(Doc. 17)

21 IT IS HEREBY STIPULATED, by and between the parties, through their respective  
22 counsel of record, that the time for responding to Plaintiff's Motion for Summary Judgment be  
23 extended from October 28 to November 29. This is Defendant's first request for an extension of  
24 time to respond to Plaintiff's motion. Defendant respectfully requests this additional time  
25

26  
27 <sup>1</sup> Kilolo Kijakazi became the Acting Commissioner of Social Security on July 9, 2021. Pursuant to Rule 25(d) of the  
28 Federal Rules of Civil Procedure, Kilolo Kijakazi should be substituted, therefore, for Andrew Saul as the defendant  
in this suit. No further action need be taken to continue this suit by reason of the last sentence of section 205(g) of the  
Social Security Act, 42 U.S.C. § 405(g).

1 because Defendant's counsel has a higher than normal workload, an additional time is needed to  
2 determine whether additional briefing is necessary.

3 The parties further stipulate that the Court's Scheduling Order shall be modified  
4 accordingly. This request is made in good faith and is not intended to delay the proceedings in  
5 this matter.

6 WHEREFORE, Defendant requests until November 29, 2021, to file her response to  
7 Plaintiff's opening brief.

8  
9 Respectfully submitted,

10  
11 DATE: October 22, 2021

/s/ Jonathan Omar Pena\*  
JONATHAN OMAR PENA  
Attorney for Plaintiff  
(\* approved via email on 10/21/21)

12  
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14  
15 DATE: October 22, 2021

By PHILLIP A. TALBERT  
Acting United States Attorney  
s/ Marcelo Illarmo  
MARCELO ILLARMO  
Special Assistant United States Attorney  
Attorneys for Defendant

**ORDER**

Pursuant to the parties' above stipulation (Doc. 17), and for good cause shown,  
IT IS HEREBY ORDERED that Defendant shall have an extension, up to and including November  
29, 2021, to file her response to Plaintiff's Motion for Summary Judgment. All other dates in the  
Scheduling Order (Doc. 13) shall be extended accordingly.

IT IS SO ORDERED.

Dated: **October 25, 2021**

*/s/ Sheila K. Oberto*  
UNITED STATES MAGISTRATE JUDGE